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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Douglas E. Ott et al.

Application No./Patent No.: 09/314,052 Filed/Issue Date: May 18, 1999

Entitled: "Method and Apparatus for Conditioning Gas for Medical Procedures"

Lexion Medical, LLC, a Delaware corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: John F. Schaefer & Robert I. Gray To: Douglas E. Ott
The document was recorded in the United States Patent and Trademark Office at Reel 010586, Frame 0970, or for which a copy thereof is attached.

2. From: Douglas E. Ott To: The Ott Family Limited Partnership
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3. From: The Ott Family Limited Partnership To: Lexion Medical, LLC
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

X Nov. 1, 2001
Date

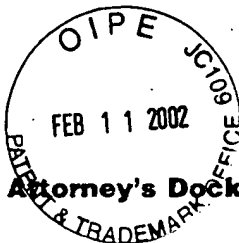
Patrick R. Spearman

Typed or printed name

X Patrick R. Spearman
Signature

President

Title



COPY

Attorney's Docket No. 1-15372

PATENT

For: ☒ U.S. and/or ☒ Foreign Rights
For: ☒ U.S. Application or
 ☐ U.S. Provisional Application
For: ☐ U.S. Patent
For: ☐ PCT Application
By: ☐ Inventor(s) or ☒ Present Owner

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNOR:

Inventor(s) or person(s) or
entity(ies) who own the
invention

THE OTT FAMILY LIMITED PARTNERSHIP

(type or print name(s) of ASSIGNOR(S))

682 FOSTER ROAD

Address

MACON, GEORGIA 31210

UNITED STATES OF AMERICA

Nationality

*(if assignment is by person or entity to whom invention was previously assigned
and this was recorded in PTO, add the following)*

Recorded on March 27, 2000

Reel 010715

Frame 0726

Recorded on February 1, 2000

Reel 010586

Frame 0970

hereby sells, assigns and transfers to

ASSIGNEE:

LEXION MEDICAL, LLC

(type or print name(s) of ASSIGNEE(S))

1957 GATEWAY BOULEVARD

Address

ST. PAUL, MINNESOTA 55112-2750

UNITED STATES OF AMERICA

Nationality

and the successors, assigns and legal representatives of the ASSIGNEE

(complete one of the following)

- ☒ the entire right, title and interest
☐ an undivided _____ percent (_____%) interest
for the United States and its territorial possessions

(check the following box, if foreign rights are also to be assigned)

- ☒ and in all foreign countries, including all rights to claim priority,
in and to any and all improvements which are disclosed in the invention entitled:

METHOD AND APPARATUS FOR CONDITIONING GAS FOR MEDICAL PROCEDURES

Name of inventor(s) DOUGLAS E. OTT, JOHN F. SCHAEFER, ROBERT I. GRAY

(check and complete (a), (b), (c), (d), (e), (f) or (g))

and which is found in

- (a) ☐ U.S. patent application executed on even date herewith
(b) ☐ U.S. patent application executed on _____
(c) ☐ U.S. provisional application naming the above inventor(s) for the above-entitled invention.
☐ Express mail label no.: _____
Mailed: _____
☐ To comply with 37 CFR 3.21 for recordal of this assignment, I, an ASSIGNOR signing below, hereby authorize and request my attorney to insert below the filing date and application number when they become known.
(d) ☒ U.S. application no. 09/ 314,052
filed on May 18, 1999
(e) ☐ International application no. PCT/ _____ / _____
(f) ☐ U.S. patent no. _____ issued _____
☐ A change of address to which correspondence is to be sent regarding patent maintenance fees is being sent separately.

(also check (g), if foreign application(s) is also being assigned)

- (g) ☒ and any legal equivalent thereof in a foreign country, including the right to claim priority

and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof

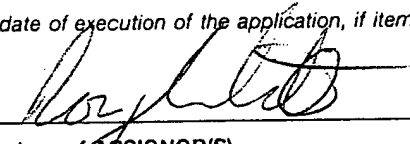
ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this _____ day
of _____
Date of signing

WARNING: The date of signing must be the same as the date of execution of the application, if item (a) was checked above.

Date: X 10/22/01
October 22, 2001

X 
Signature of ASSIGNOR(S)
THE OTT FAMILY LIMITED PARTNERSHIP

Date:

Date:

Date:

(if ASSIGNOR is a legal entity, complete the following information)

DOUGLAS E. OTT

(type or print the name of the above person
authorized to sign on behalf of ASSIGNOR)

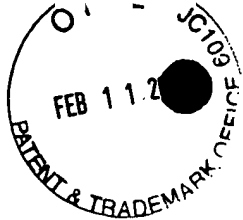
GENERAL PARTNER

Title

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized, then it will only be prima facie evidence of execution. 35 USC 261. Use next page if notarization is desired.

☐ Notarization or Legalization Page Added.

(Assignment of Invention [16-3]—page 3 of 3)



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

COPY

JUNE 21, 2000

PTAS

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ATLANTA, GA 30303-1811



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JUN 30 2000
FEB 14 2002

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RECORDATION DATE: 03/27/2000

REEL/FRAME: 010715/0726
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

OTT, DOUGLAS E.

DOC DATE: 03/17/2000

ASSIGNEE:

OTT FAMILY LIMITED PARTNERSHIP,
THE
682 FOSTER ROAD
MACON, GEORGIA 31210

SERIAL NUMBER: 09081186
PATENT NUMBER: 6068609

FILING DATE: 05/19/1998
ISSUE DATE: 05/30/2000

SERIAL NUMBER: 09363234
PATENT NUMBER:

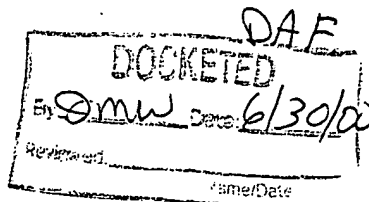
FILING DATE: 07/27/1999
ISSUE DATE:

SERIAL NUMBER: 09314052
PATENT NUMBER:

FILING DATE: 05/18/1999
ISSUE DATE:

SERIAL NUMBER: 09497620
PATENT NUMBER:

FILING DATE: 02/03/2000
ISSUE DATE:





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RECORDATION DATE: 02/01/2000

REEL/FRAME: 010586/0970
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

SCHAEFER, JOHN F.

DOC DATE: 12/29/1999

ASSIGNOR:

GRAY, ROBERT I.

DOC DATE: 12/29/1999

ASSIGNEE:

OTT, DOUGLAS E.
682 FOSTER ROAD
MACON, GEORGIA 31210

SERIAL NUMBER: 09314052
PATENT NUMBER:

FILING DATE: 05/18/1999
ISSUE DATE:

SHIRLIE SIMON, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

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DOCKETED	
By: <u>gmw</u>	Date: <u>5/15/00</u>
Reviewed: _____	Name/Date: _____